

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SPICA CAST GURNEY

the specification of which: (check one)

XXX is attached hereto.

_____ was filed on _____
under Attorney's Docket Number _____
as Application Serial No. _____
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application the priority of which is claimed:

Prior Foreign Application(s):

Priority Claimed

| | | | |
|----------|-----------|---------------|-----------------------|
| _____ | _____ | _____ | _____ Yes <u>X</u> No |
| (Number) | (Country) | (Filing Date) | |

I hereby claim the benefit of United States priority under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|------------------------|---------------|----------|
| _____ | _____ | _____ |
| (Application Serial #) | (Filing Date) | (Status) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

EXPRESS MAIL LABEL NO. EV343426828US

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

| | | | |
|----------------|----------------|-----------------|-----------------|
| Martin Fleit | Martin Fleit | Stephen Bongini | Reg. No. 40,917 |
| Robert C. Kain | Robert C. Kain | Jeffrey Giunta | Reg. No. 42,583 |
| Jon A. Gibbons | Jon A. Gibbons | Mark Terry | Reg. No. 47,133 |
| Jose Gutman | Jose Gutman | Paul Bianco | Reg. No. 43,500 |

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FULL NAME OF INVENTOR: Leonard LIEBOFF

INVENTOR'S SIGNATURE: Leonard Lieboff DATE: 12/12/03

RESIDENCE: 10536 Plainview Circle, Boca Raton, Florida 33498

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF INVENTOR: John DELGARDO

INVENTOR'S SIGNATURE: John Delgado DATE: 12/12/03

RESIDENCE: 11769 Preservation Lane, Boca Raton, Florida 33498

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

Applicant or Patentee: Leonard LIEBOFF and John DELGARDO

Serial or Patent No.: (Not yet assigned)

Filed: (Herewith)

For: SPICA CAST GURNEY

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27(b)) - INDEPENDENT INVENTOR(S)**

As below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office

☒ [X] the specification filed herewith with title as listed above.

☐ [] the application identified above.

☐ [] the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

☒ [X] No such person, concern, or organization exists.

☐ [] Each such person, concern is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

Leonard LIEBOFF

Name of Inventor

Leonard Lieboff
Signature

12/12/03
Date

Inventor's Address:

10536 Plainview Circle

Boca Raton, Florida 33498

EXPRESS MAIL LABEL NO. EV343426828US

PATENT

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Date

12/12/03